



U.S. Department of Justice

Federal Bureau of Investigation  
Washington, D.C. 20535

July 21, 2016

MR. MICHAEL BEST  
MUCKROCK  
DEPT MR 24988  
411A HIGHLAND AVENUE  
SOMERVILLE, MA 02144-2516

FOIPA Request No.: 1348210-000  
Subject: MARX, MILTON

Dear Mr. Best:

The enclosed documents were reviewed under the Freedom of Information Act (FOIA), Title 5, United States Code, Section 552. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Explanation of Exemptions:

**Section 552**

☐ (b)(1)

☐ (b)(2)

☐ (b)(3)

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☐ (b)(4)

☐ (b)(5)

☒ (b)(6)

☐ (b)(7)(A)

☐ (b)(7)(B)

☒ (b)(7)(C)

☐ (b)(7)(D)

☐ (b)(7)(E)

☐ (b)(7)(F)

☐ (b)(8)

☐ (b)(9)

**Section 552a**

☐ (d)(5)

☐ (j)(2)

☐ (k)(1)

☐ (k)(2)

☐ (k)(3)

☐ (k)(4)

☐ (k)(5)

☐ (k)(6)

☐ (k)(7)

6 pages were reviewed and 6 pages are being released.

☐ Document(s) were located which originated with, or contained information concerning, other Government Agency (ies) [OGA].

☐ This information has been referred to the OGA(s) for review and direct response to you.

☐ We are consulting with another agency. The FBI will correspond with you regarding this information when the consultation is completed.

☐ In accordance with standard FBI practice and pursuant to FOIA exemption (b)(7)(E) and Privacy Act exemption (j)(2) [5 U.S.C. § 552/552a (b)(7)(E)/(j)(2)], this response neither confirms nor denies the existence of your subject's name on any watch lists.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist. Enclosed for your information is a copy of the Explanation of Exemptions.

For questions regarding our determinations, visit the [www.fbi.gov/foia](http://www.fbi.gov/foia) website under "Contact Us." The FOIPA Request Number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: <https://foiaonline.regulations.gov/foia/action/public/home>. Your appeal must be postmarked or electronically transmitted within sixty (60) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

☐ The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown when ident. references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

☑ See additional information which follows.

Sincerely,



David M. Hardy  
Section Chief  
Record/Information  
Dissemination Section  
Records Management Division

Enclosure

In response to your Freedom of Information Act (FOIA) request, enclosed is a processed copy of the FBI Headquarters files 62-HQ-106364 Section 2 Serial 111 and 92-HQ-6303 Section 2 Serial 17.

Enclosed is one (1) cross-reference which is identifiable with the subject of your request. Cross-references are defined as mentions of the subject of your request in files to other individuals, organizations, events, or activities. In processing the cross-references, the pages considered for possible release included only those pages which mention the subject of your request and any additional pages showing the context in which the subject of your request was mentioned. The cross-reference pages were processed pursuant to the provisions of the FOIA and are being released to you in redacted form.

This material is being provided to you at no charge.

## **EXPLANATION OF EXEMPTIONS**

### **SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552**

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matter be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information ( A ) could reasonably be expected to interfere with enforcement proceedings, ( B ) would deprive a person of a right to a fair trial or an impartial adjudication, ( C ) could reasonably be expected to constitute an unwarranted invasion of personal privacy, ( D ) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, ( E ) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or ( F ) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

### **SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a**

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

F B I

Date: 2/1/62

Transmit the following in \_\_\_\_\_  
(Type in plain text or code)Via AIRTEL AIR MAIL  
(Priority or Method of Mailing)

Mr. Tolson	
Mr. Belmont	
Mr. Mohr	
Mr. Callahan	
Mr. Conrad	
Mr. DeLoach	
Mr. Evans	
Mr. Malone	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Mr. Ingram	
Miss Gandy	

To : Director, FBI

From : SAC, Indianapolis (62-dead)

**"MENACE OF COMMUNISM"**

RESOLUTION ADOPTED BY BOARD OF DIRECTORS,  
INDIANA SCHOOL BOARDS ASSOCIATION  
JANUARY 14, 1962

**INFORMATION CONCERNING (SECURITY MATTER)**

*Anti-Communist Party Act*

Enclosed are two photostat copies of mimeographed resolution dated 1/14/62, indicating it was adopted by the Board of Directors, Indiana School Boards Association. It is not further identified on its face. A copy of this was furnished Senior Resident Agent SA DUDLEY S. HORTH of the Fort Wayne, Indiana, Resident Agency by Mr. MILTON MARX, Suite 200, Indiana Bank Building, Fort Wayne, Indiana, an agent for the Massachusetts Life Insurance Company in Fort Wayne, and immediately brought to my attention by SA HORTH. I do not identify MILTON MARX in our indices, nor have we any record of the Indiana School Boards Association. I immediately telephonically contacted Mr. MARX at his office in Fort Wayne, Indiana, concerning this resolution and informed him it was most inappropriate in many facets; that its wording indicated full cooperation of this Bureau had been committed; and, that many of the involvements of the FBI in the resolution were most contrary to established policies and procedures under which this Bureau had conscientiously operated for many years.

Mr. MARX stated he is on the Huntington, Indiana, School Board; that the Indiana School Boards Association is an association of members of the county school boards and its Board of Directors an elective group. He stated the Association has no control over any local school board but merely makes recommendations for legislation or recommendations for particular actions by local

③ - Bureau Enc.-2)

1 - Indianapolis

AG:mgh

(4)

REC-15

Sent

Per

Special Agent in Charge

IP 62-dead

school boards. He stated this resolution has not been given any publicity and the only ones who have seen it are members of the Board of Directors who passed it. He admitted that the Board members were "leary of the last paragraph" when it was discussed and they foresaw problems in deciding which material for the program would be considered proper. MARX indicated they felt the FBI could handle this facet of their problem. Mr. MARK stated he had seen copies of articles or statements by the Director and had these materials in mind in part. I informed him Mr. HOOVER had written the authoritative "Masters of Deceit"; that we had made available to high schools and civic groups for use copy of a tape with a message on Communism and that interested individuals and organizations had obtained copies of reprints of messages from Mr. HOOVER in speeches and articles on the problem but this Bureau did not delineate a study program for persons or organizations nor would we under any circumstances place ourselves in the position of selecting or censoring materials, publications, films or other media, nor would this Bureau recommend or pass on in any way material of this nature. I informed him that as a general policy we in the field did not make speaking appearances on the topic of Communism, nor did we pass on persons, ideas or organizations. I informed him that in response to inquiries concerning persons or organizations it was our policy to inform the inquiring correspondent of the confidential nature of our files, of the circumstance we are a fact-finding, investigative agency; that we did not draw conclusions or make evaluations and that no inference should be drawn from these that we did or did not have data of the nature requested by the inquirer. I informed Mr. MARK I did not desire him to involve this Bureau in disputes or use its name in such a fashion that any implication of support or endorsement could be drawn.

Mr. MARK advised he was taking immediate steps by letter to each Board member to kill this resolution and that the Board of Directors in its next meeting would reconsider their approach. He identified the Executive Secretary of the Association as Dr. LORIN BURT, a professor at Indiana University in the Department of Education, Bloomington, Indiana. Mr. MARK stated he and Dr. BURT would contact me in person before any measure was again considered involving the jurisdictional responsibilities of the FBI. For information.

RESOLUTION ADOPTED BY  
INDIANA SCHOOL BOARDS ASSOCIATION  
BOARD OF DIRECTORS

January 14, 1962

Be it resolved----

The Board of Directors of the Indiana School Boards Association endorses, authorizes and recommends to its entire membership the launching of an extensive educational Program for the Public Schools of Indiana on the "Menace of Communism":

The ISBA through its Board of Directors, & Executive Committee with the full cooperation of the Federal Bureau of Investigation United States Department of Justice will implement this program with publications, film information and public speakers furnished by the Federal Bureau of Investigation. These documents, ideas and other materials and information furnished by the Federal Bureau of Investigation will be made available to all School Board Members of the Indiana School Boards Association and each school superintendent.

We urge their full cooperation and implementation of these materials toward a more thorough education of our public school children in regard to our fight against Communism.

All materials, publications, films and other media for this program will be furnished only by the Federal Bureau of Investigation, U.S. Department of Justice or other responsible agencies of the Government of the United States recommended by the Federal Bureau of Investigation, U. S. Department of Justice.

62-106364-111

**BACKGROUND OF PRESENT AND FORMER OWNERS  
OF THE GENSBRO CORPORATION AS WELL AS THE  
RIVIERA HOTEL CORPORATION**

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The records of the Nevada Gaming Control Board as checked by SA [ ] on January 25, 1963 reflect the following information in these files concerning the following individuals:

b6  
b7

**HARRY S. ROBBIN**

On June 30, 1953, ROBBIN applied for 15% partnership in the Casa Blanca Hotel Co. on an investment of \$225,000.00.

According to the files of the Gaming Control Board from 1913 to 1929, ROBBIN was in concession businesses at the White City Park and Riverview Park in Chicago, Illinois.

From 1929 to 1949 he operated bingo parlors in Redondo Beach, Venice, Ocean Beach, and Santa Monica, California. These parlors were closed in 1949.

On January 31, 1955, ROBBIN applied for 5% Common Stock, 5% Preferred Stock, and 2½% Debentures in the Riviera Hotel Corporation on an investment of \$55,000. ROBBIN indicated in his invested capital statement his net worth was \$737,316.00.

**Description:**

Name	HARRY S. ROBBIN
Address	609 North Oakhurst Drive Beverly Hills, California
Race	White
Sex	Male
Nationality	American
Born	Chicago, Illinois November 27, 1896
Hair	Gray
Eyes	Green
Height	5'7"
Weight	139

No prior record FBI.

LV 92-768

Height	5'7"
Weight	145
Eyes	Brown
Hair	Brown
Build	Medium
Complexion	Fair
Date of Birth	November 23, 1888 at New York City

Actor with Marx Brothers for 35 years.

GUMMO MARX

Financial Interests:

June 30, 1953	- Net Worth	- \$355,292.54
	in property	
	and cash	
August 3, 1953	- 10% interest for \$150,000.00	
	in Casa Blanca Hotel Co.	
February 10, 1954	- 75 shares of Common Stock and	
	16½ shares of Preferred Stock	
	in Riviera Hotel.	

Common Stock  
(Profit sharing stock) - 75 (3%)  
(Par value \$100.00  
per share)

Preferred Stock  
(Par value \$1,000.00 - 16½ (3%)  
per share)

Debentures  
(Par value \$1,000.00) - 12 (2.00%)

Total cash investment - \$36,000.00

Description:

Race	White
Sex	Male
Height	5'10"
Weight	170



Eyes  
Hair  
Build  
Complexion  
Date of Birth  
Address

Brown  
Brown  
Medium  
Fair

October 21, 1892 at New York City  
601 North Beverly Drive  
Beverly Hills, California

~~GUMMEX~~ ~~MARX~~

HARVEY L. SILBERT

Address - 13325 Valley Vista, Sherman Oaks, California.

No description of SILBERT appears in the file.

Occupation

Attorney

Wife

LILLIAN SILBERT

Identification Record

Los Angeles, California  
Police Department # A-37925  
FBI # 2138957

Business Address

6399 Wilshire Boulevard,  
Los Angeles, California

SILBERT reportedly had formerly been in partnership with LOUIS M. LISSNER, Roosevelt Building, Los Angeles, and is reportedly the nephew of NATHAN SCHMIDT, Vice President of Globe Wide Financing Co.

SILBERT was admitted to the bar in California on May 27, 1936.

SILBERT was reportedly a friend of JULIAN RICHARD DAVIS, also known as "Dixie" Davis, the attorney for BUCHALTER, LEPKE and DUTCH SCHULTZ. DAVIS is a disbarred attorney from New York State.

Mr. NED TURNER, Member of the Nevada Gaming Control Board, advised on January 24, 1963, that SILBERT could not practice law in Nevada but apparently still operates as attorney for the Riviera Hotel by advising Nevada attorneys who later represent the hotel.

The file reflects that as of September 28, 1962, SILBERT was a Director of the Riviera and attorney for the corporation and an application, personal history record and invested capital questionnaire and fingerprint card were forwarded to SILBERT for completion.